**GOVERNMENT OF ANDHRA PRADESH**
**ABSTRACT**

Public Services – M.A. & U.D. Department – Allegations of supervision and proper verification of Chitta and Subsidiary Registers and there is a scope given for misappropriation of funds by false remittance by Shroff in Peddapuram Municipality – Disciplinary action initiated against Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality, East Godavari District under Rule 9 of A.P.Revised Pension Rules, read with Rule 20 of A.P.Civil Services (Classification, Control and Appeal) Rules, 1991 – Enquiry conducted - Imposition of penalty of 5% cut in pension for a period of five (5) years against the charged officer Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality - Orders – Issued.

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**MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (VIG.I) DEPARTMENT**

**G.O.MS.No. 174** **Dated: 14-05-2019**

**Read the following:-**

1. Proceedings in Roc.No.516/2004-A3, dated 13.08.2004 of the Regional Director-cum-Appellate Commissioner of Municipal Administration, Rajahmundry.
2. From Sri N.Shaikshavali, the then Manager, Peddapuram Municipality, written statement of defence, dated 25.08.2004.
3. Proceedings in Roc.No.516/04/A3, dated 25.062009 of the Regional Director-cum-Appellate Commissioner of Municipal Administration, Rajahmundry.
4. From Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality, written statement of defence, dated 13.07.2009.
5. Proceedings in Roc.No.516/2004/A3, dated 28.06.2010 of the Regional Director-cum-Appellate Commissioner of Municipal Administration, Rajahmundry.
6. From Sri D.Chandra Sekhar, Commissioner & Enquiry Officer, Peddapuram Municipality, letter Roc.No.382/04-C1, dated 16.07.2011.
7. Govt. Memo. No.1062770/Vig.I(2)/2018, dated 27.03.2018 of M.A & U.D. (Vig.I) Department.
8. From Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality, written representation, dated 26.04.2018.
9. Govt. Memo. No.1062770/Vig.I(2)/2018, dated 31.10.2018 of M.A. & U.D. (Vig.I) Department.
10. From Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality, written representation, dated 16.11.2018.
11. Govt. Letter No.1062770/Vig.I(2)/2018, dated 27.03.2019 of M.A. & U.D. (Vig.I) Department.
12. From the Secretary, A.P.Public Service Commission, letter No.299/ DC&C/2019, dated 24.04.2019.

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**O R D E R:**

Whereas, in the reference 1st read above, the Regional Director-cum-Appellate Commissioner of Municipal Administration, Rajahmundry has initiated departmental action by issuing Articles of Charges against Sri N.Shaikshavai, the then Manager, Peddapuram Municipality on the allegations of lack of supervision and thereby huge misappropriation has been taken place in Peddapuram Municipality.

2. And whereas, in the reference 2nd read above, the charged officer Sri N.Shaikshavali, the then Manager, Peddapuram Municipality has submitted his written statement of defence, denying the charges framed against him.

3. In the reference 3rd read above, the Regional Director-cum-Appellate Commissioner of Municipal Administration, Rajahmundry has framed another/fresh article of charges against Sri N.Shaikshavali, the then Manager,

(P.T.O.)

Peddapuram Municipality on the allegations of lack of supervision and proper verification of Chitta and Subsidiary Registers and given scope to the Shroff to misappropriate the municipal funds to a tune of Rs.77,360/- in Peddapuram Municipality.

4. In the reference 4th read above, the charged officer Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality has submitted his written statement of defence, denying the charges framed against him and requested to drop further action against him, as he was retired from Govt. Service on 30.06.2009 on attaining the age of superannuation.

5. In the reference 5th read above, the Regional Director-cum-Appellate Commissioner of Municipal Administration, Rajahmundry has issued orders, appointing Sri D.Chandra Sekhar, Municipal Commissioner, Peddapuram Municipality as an Enquiry Officer, to enquire into the charges framed against Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality.

6. In the reference 6th read above, the Commissioner & Enquiry Officer, Peddapuram Municipaity has submitted his Enquiry Report, stating that all the four (4) charges framed against the charged officer Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality were held proved in the enquiry.

7. In the reference 7th read above, while communicating a copy of Enquiry Report under Rule 21 (2) of A.P.Civil Services (Classification, Control and Appeal) Rules, 1991, the charged officer Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality was directed to submit his written representation if any, on the findings of the Enquiry Officer.

8. In the reference 8th read above, the charged officer Sri N.Shaikshavali, the then Manager (Retd.) has submitted his written representation and stated among other things and informed that his wife is suffering with T.B., and Asthama diseases and it is very difficult to him, to meet the expenditures every month and his elder son expired in Motor Cycle accident and he is mentally, financially suffering since 9 years and there are no earning member in his family. He has therefore, requested to drop further action in the matter.

9. The written representation of the charged officer has been examined in detail and the same was not convincing, a provisional decision has been taken to impose a penalty of 5% cut in pension for a period of five (5) years against him. Accordingly, in the reference 9th read above, a Show Cause Notice was issued to the charged officer Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality under Rule 9 of A.P.Revised Pension Rules, 1980 and directed him to submit his written representation if any, on the proposed punishment.

10. In the reference 10th read above, the charged officer Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality in his written representation has stated among other things and informed that, he is facing so many difficulties to maintain his family members with a meager provisional pension and requested the Government to remove the major penalty of withholding of 5% cut in pension for a period of five (5) years against him.

11. As no new grounds put-forth by the charged officer in his written representation, it has been provisionally decided to impose a penalty of 5% cut in pension for a period of five (5) years against the charged officer Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality, in terms of Rule 9 of A.P.Revised Pension Rules, 1980 and in the reference 11th read above, the Secretary, A.P.Public Service Commission was requested to obtain and communicate the concurrence of the Commission on the Government's Proposal.

Contnd…3.

12. In the reference 12th read above, the Secretary, A.P.Public Service Commission has informed that the Commission agreed with the proposal of the Government, to impose a penalty of 5% cut in pension for a period of five (5) years against Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality.

13. Government have examined the entire matter carefully and decided to impose a penalty of 5% cut in pension for a period of five (5) years against the charged officer Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality. Accordingly, Government hereby order to impose a penalty of 5% cut in pension for a period of five (5) years against the charged officer Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality, as all the four (4) charges framed against him, were held proved in the enquiry.

14. The Director of Municipal Administration, A.P., Guntur shall take further necessary action in the matter, accordingly.

15. The receipt of G.O., shall be acknowledged.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**R.KARIKAL VALAVEN**
**SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To
Sri N.Shaikshavali, the then Manager (Retd.), Peddapuram Municipality,
East Godavari District **through** the Director of Municipal Administration, A.P., Guntur.
The Director of Municipal Administration, A.P., Guntur.

**Copy to:**

The Secretary, A.P.Public Service Commission, Vijayawada.
The Principal Accountant General (A&E), A.P., Vijayawada.
The Municipal Commissioner, Peddapuram Municipality.
The Municipal Commissioner, Rayadurg Municipality.
The Secretary to A.P. Vigilance Commission, 5th Building, A.P. Secretariat.
SF/SCs.

//FORWARDED::BY ORDER//

**SECTION OFFICER**